Guia #7
Unidad de Información y Asistencia

COMO PRESENTAR UNA DECLARACION DE PRONTITUD A PROSEGUIR CON SU CASO

La declaración de prontitud a proseguir con su caso se presenta para obtener una audiencia con la "Junta de Apelaciones de Reclamos de Compensación de trabajadores" (Workers' Compensation Appeals Board).

Una audiencia se concede solamente si su caso ya tiene un número (en inglés a esto se le llama "WCAB case number"). Si no tiene un número para su caso, refiérase a la guía #10 de la Unidad de Información y Asistencia.

Llene este formulario guiándose por la muestra que se encuentra adjunto. Por favor note que el formulario pide información específica acerca de como trató de resolver el problema. Asegúrese de firmar y de poner la fecha en el formulario. Cuando presente la declaración debe incluír todas las pruebas que tenga en apoyo de su caso.

Envíe el original del formulario a la "Junta de Apelaciones de Reclamos de Compensación de Trabajadores (Workers' Compensation Appeals Board). A todas las personas involucradas en su caso se les debe enviar copias del formulario. Retenga una copia del formulario para su propio archivo.

La declaración es revisada por la WCAB y le ha de dejar saber la fecha de la audiencia a todas las personas involucradas en su caso.

Si requiere ayuda, puede llamar a una de las oficinas de "Información y Asistencia". Los números de teléfono para las oficinas locales se encuentran listados al respaldo.

La información que se encuentra en esta guía es general y no tiene como fin el sustituír el consejo de un abogado. Es muy posible que cambios en la ley o los hechos referentes a su caso resulten en una interpretación de la ley distinta a la que se describe en la guía.

WORKERS' COMPENSATION APPEALS BOARD
DISTRICT OFFICES

ANAHEIM, 92801
1661 N. Raymond Avenue, Ste. 200 (714) 738-4038
Information & Assistance Unit

BAKERSFIELD, 93309
1800 30th Street, Rm.100 (661) 395-2514
Information & Assistance Unit

EUREKA, 95501-0421
100 "H" Street, Rm. 201 (707) 441-5723
Information & Assistance Unit

FRESNO, 93721-2280
2550 Mariposa Street, Rm. 4078 (559) 445-5355
Information & Assistance Unit

GOLETA, 93117
6755 Hollister Avenue (805) 968-4158
Information & Assistance Unit

GROVER BEACH, 93433-2261
1562 Grand Avenue (805) 481-3296
Information & Assistance Unit

LONG BEACH, 90802-4460
300 Oceangate Street, 3rd Floor (562) 590-5240
Information & Assistance Unit

LOS ANGELES, 90013
340 West 4th Street, 9th Floor (213) 576-7389
Information & Assistance Unit

OAKLAND, 94612
1515 Clay Street, 6th Floor (510) 622-2861
Information & Assistance Unit

POMONA, 91766
435 W. Mission Blvd., Suite 300 (909) 623-8568
Information & Assistance Unit

REDDING, 96001-2796
2115 Akard, Rm. 21 (530) 225-2047
Information & Assistance Unit

RIVERSIDE, 92501
3737 Main Street, Ste. 300 (909) 782-4347
Information & Assistance Unit

SACRAMENTO, 95825
2424 Arden Way, Ste. 230 (916) 263-2741
Information & Assistance Unit

SALINAS, 93906
1880 North Main Street, 1st Floor (408) 443-3058
Information & Assistance Unit

SAN BERNARDINO, 92401-1888
464 West Third Street, Ste. 239 (909) 383-4522
Information & Assistance Unit

SAN DIEGO, 92101-3690
1350 Front Street, Ste. 3012 (619) 525-4589
Information & Assistance Unit

SAN FRANCISCO (DISTRICT OFFICE), 94102
455 Golden Gate Ave., 2nd Floor (415) 703-5020
Information & Assistance Unit

SAN JOSE, 95113
100 Paseo de San Antonio, Rm. 223 (408) 277-1292
Information & Assistance Unit

SANTA ANA, 92701-4080
28 Civic Center Plaza, Ste. 451 (714) 558-4597
Information & Assistance Unit

SANTA MONICA, 90405-5200
2701 Ocean Park Blvd., Std. 222 (310) 452-1188
Information & Assistance Unit

SANTA ROSA, 95404
50 "D" Street, Ste. 430 (707) 576-2452
Information & Assistance Unit

STOCKTON, 95202-2314
31 East Channel Street, Rm. 417 (209) 948-7980
Information & Assistance Unit

VAN NUYS, 91401-3373
6150 Van Nuys Blvd., Rm 105 (818) 901-5374
Information & Assistance Unit

VENTURA, 93003-6085
5810 Ralston Street, Rm. 115 (805) 654-4701
Information & Assistance Unit

WALNUT CREEK, 94598
175 Lennon Lane, Rm. 200 (925) 977-8343
Information & Assistance Unit

As of May 18, 2000

STATE OF CALIFORNIA

WORKERS' COMPENSATION APPEALS BOARD

Su nombre *Applicant*

vs.

Su empleador y compañía de seguro *Defendants*

Case No. el número de su caso

DECLARATION OF READINESS TO PROCEED

NOTICE: "Any objection to the proceedings requested by a Declaration of Readiness to proceed shall be filed and served within ten (10) days after service of the Declaration. (Rule 10416)

The [ ] Employee or applicant
[ ] Defendant
[ ] Lien Claimant

requests that this case be set for hearing at Ciudad de la "WCAB" (Place)

and declarant states under penalty of perjury that he or she is presently ready to proceed to hearing on the issues below and has made the following efforts to resolve these issues. Declaré los esfuerzos que ha hecho para resolver el problema.

Declarant requests:
[ ] Regular Hearing [ ] Conference Pre-trial [ ] Rating Pre-trial

(SEE REVERSE SIDE FOR INSTRUCTIONS)

At the present time the principal issues are—

[ ] Compensation Rate
[ ] Temporary Disability
[ ] Permanent Disability
[ ] Other _____

[ ] Rehabilitation
[ ] Self-procured Treatment
[ ] Future Medical Treatment

Employee [ ] is (or) [ ] is not presently receiving compensation payments.
Employee's condition following injury is permanent and stationary as shown by the report(s) of Doctor(s) _____ Dated _____, filed and served on _____.
I expect to present _____ witnesses, including _____ medical witnesses, and estimate the time required for the hearing will be _____ hours.
I have completed discovery and all medical reports in my possession or control have been filed and served as required by WCAB Rules of Practices and Procedure.
Adverse parties [ ] have (or) [ ] have not served me with medical reports.
Copies of this Declaration have been served this date as shown below.

Name (Print or Type) Su nombre

Declarant's signature X Su firma

Address Su dirección donde recibe el correo Phone su número de teléfono

Date fecha de hoy

SERVICE

Type or print names and addresses of parties, including attorneys and representatives served with a copy of this Declaration:

① WCAB

② Compañía de seguros

③ abogado de la compañía de seguros

(SEE REVERSE SIDE FOR INSTRUCTIONS)

STATE OF CALIFORNIA

WORKERS' COMPENSATION APPEALS BOARD

Applicant

vs.

Defendants

Case No.

DECLARATION OF READINESS TO PROCEED

NOTICE: "Any objection to the proceedings requested by a Declaration of Readiness to proceed shall be filed and served within ten (10) days after service of the Declaration. (Rule 10416)

The [ ] Employee or applicant
[ ] Defendant
[ ] Lien Claimant

requests that this case be set for hearing at

_____
(Place)

and declarant states under penalty of perjury that he or she is presently ready to proceed to hearing on the issues below and has made the following efforts to resolve these issues. _____

_____

_____

Declarant requests:
[ ] Regular Hearing [ ] Conference Pre-trial [ ] Rating Pre-trial

(SEE REVERSE SIDE FOR INSTRUCTIONS)

At the present time the principal issues are—

[ ] Compensation Rate
[ ] Temporary Disability
[ ] Permanent Disability
[ ] Other _____.
[ ] Rehabilitation
[ ] Self-procured Treatment
[ ] Future Medical Treatment

Employee [ ] is (or) [ ] is not presently receiving compensation payments.
Employee's condition following injury is permanent and stationary as shown by the report(s) of Doctor(s) _____ Dated _____, filed and served on _____.
I expect to present _____ witnesses, including _____ medical witnesses, and estimate the time required for the hearing will be _____ hours.
I have completed discovery and all medical reports in my possession or control have been filed and served as required by WCAB Rules of Practices and Procedure.
Adverse parties [ ] have (or) [ ] have not served me with medical reports.
Copies of this Declaration have been served this date as shown below.

Name (Print or Type) _____

Declarant's signature _____

Address _____ Phone _____

Date _____

SERVICE

Type or print names and addresses of parties, including attorneys and representatives served with a copy of this Declaration:

_____ _____

_____ _____

_____ _____

_____ _____

INSTRUCTIONS

1. This declaration must be completed and filed before any case will be set for hearing at the request of any party.

   A hearing includes either a conference hearing or regular hearing. A conference hearing includes **conference pre-trial** to frame issues, record stipulations and join necessary parties and any other setting (such as rating pre-trial and/or standby calendar) for the purpose of assisting the parties in resolving disputes.

   A regular hearing is set for the purpose of receiving evidence.

2. Unless notified otherwise, no witness other than the applicant need attend **conference pre-trial** hearings.

3. The party producing a non-English-speaking witness must arrange for the presence of a certified interpreter.

4. Continuances are not favored and none will be granted after filing of this Declaration without a clear and timely showing of good cause.

5. The Workers' Compensation Appeals Board favors the presentation of medical evidence in the form of written reports.

6. If setting on a priority basis is requested because of hardship or other good cause, a letter should be attached specifying in detail the nature of the hardship and the reason why early setting is requested.

   If setting is requested on any calendar other than the conference pre-trial or regular hearing, a letter should be attached to the Declaration of Readiness specifying in detail just why such setting is requested.

   If a regular hearing is requested, a letter should be attached to the Declaration of Readiness specifying in detail why the matter is not suitable for a conference pre-trial or other setting.

   The Board, upon the receipt of the Declaration of Readiness, may set the case for a type of proceeding other than the one requested (Rule 10417).

WORKERS' COMPENSATION APPEALS BOARD
445 Golden Gate Avenue, San Francisco, CA 94102

DISTRICT OFFICES

ANAHEIM	1661 N. Raymond Ave., 1st Floor (92801)	(714) 738-4000
BAKERSFIELD	1800 30th Street, Ste. 100 (93301)	(805) 395-2723
EUREKA	100 "H" Street, Ste. 202 (95501)	(707) 441-6518
FRESNO	2550 Mariposa Street, Ste. 4078 (93721)	(559) 445-5051
GROVER BEACH	1562 Grand Ave. (93433-2261)	(805) 481-4912
LONG BEACH	300 Ocean Gate, Rm. 202 (90802)	(562) 590-5001
LOS ANGELES	107 South Broadway, Ste. 4107 (90012)	(213) 897-1554
OAKLAND	1515 Clay Street 6th Floor (94612)	(510) 622-2868
POMONA	435 Mission Blvd., Ste. 100 (91766)	(909) 629-6288
REDDING	2115 Akard, Ste. 15 (96001-2796)	(530) 225-2845
RIVERSIDE	3737 Main Street (92501)	(909) 728-4269
SACRAMENTO	2424 Arden Way, Ste. 230 (95825)	(916) 263-2735
SALINAS	1880 North Main Street (93906-3486)	(831) 443-3060
SAN BERNARDINO	464 W. 4th Street, Ste. 239 (92401-1888)	(909) 383-4341
SAN DIEGO	1350 Front Street, Ste. 3047 (92101)	(619) 525-4206
SAN FRANCISCO	30 Van Ness Ave., 3rd Floor (94102)	(415) 557-0680
SAN JOSE	100 Paseo de San Antonio, Rm. 241 (95113)	(408) 277-1246
SANTA ANA	28 Civic Center Plaza, Ste. 451 (92701)	(714) 558-4121
SANTA BARBARA	1525 State Street, Ste. 102 (93101)	(805) 966-1527
SANTA MONICA	2701 Ocean Park Blvd., Ste. 220 (90405)	(310) 452-9114
SANTA ROSA	50 "D" Street, Ste. 420 (95404)	(707) 576-2391
STOCKTON	31 East Channel Street, Rm. 344 (95202)	(209) 948-3651
VAN NUYS	6150 Van Nuys Blvd., Ste. 105 (91401)	(626) 901-5367
VENTURA	5810 Ralston Street (93003)	(805) 654-4670
WALNUT CREEK	175 Lennon Lane, Ste. 200 (94598)	(925) 977-8313